

1
2
3
4
5
6
7
8 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 Andrew E Williamson,

11 Plaintiff,

12 v.

13 Burke et al.,

14 Defendants.

CASE NO. 3:19-cv-05166-RBL-JRC

REPORT AND
RECOMMENDATION

NOTED FOR: JUNE 28, 2019

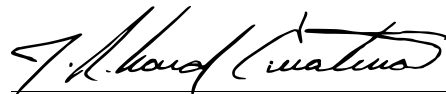
15
16 The District Court has referred this action filed under 42 U.S.C. § 1983 to United States
17 Magistrate Judge J. Richard Creatura. Plaintiff Andrew E. Williamson, proceeding *pro se*,
18 initiated this civil rights action on March 1, 2019 *See* Dkt. 1. Plaintiff did not file the proper form
19 for proceeding *in forma pauperis* (IFP). Dkts. 1, 2. On March 5, 2019, the Clerk's Office
20 instructed plaintiff to file the proper IFP form by April 4, 2019 and provided plaintiff with the correct
21 form. Dkts. 2, 2-1. Plaintiff did not submit the proper IFP form or pay the filing fee. *See* Dkt.

22 On April 22, 2019, the Court ordered plaintiff to submit the proper IFP form or pay the
23 \$400.00 filing fee by May 20, 2019. Dkt. 3. The Court warned plaintiff that failure to comply with
24 the Court's order would result in a recommendation that this case be dismissed. Dkt. 3.

1 Plaintiff has failed to comply with the Court's order. He has not filed a response to the
2 order, submitted the necessary forms and documentation to proceed IFP, or paid the filing fee.
3 As plaintiff has failed to respond to the Court's order and prosecute this case, the Court
4 recommends that this case be dismissed without prejudice.

5 Pursuant to 28 U.S.C. § 636(b)(1) and Rule 72(b) of the Federal Rules of Civil
6 Procedure, the parties shall have fourteen (14) days from service of this Report to file written
7 objections. *See also* Fed. R. Civ. P. 6. Failure to file objections will result in a waiver of those
8 objections for purposes of appeal. *Thomas v Arn*, 474 U.S. 140 (1985). Accommodating the time
9 limit imposed by Rule 72(b), the Clerk is directed to set the matter for consideration on June 28,
10 2019, as noted in the caption.

11 Dated this 6th day of June, 2019.

12
13
14 

15 J. Richard Creatura
16 United States Magistrate Judge
17
18
19
20
21
22
23
24